
SUBSTITUTE HOUSE BILL 1574

State of Washington

63rd Legislature

2013 Regular Session

By House Early Learning & Human Services (originally sponsored by Representatives Kagi, Ryu, and Pollet; by request of Department of Social and Health Services)

READ FIRST TIME 02/14/13.

1 AN ACT Relating to investigative costs for residential services and
2 supports programs; adding new sections to chapter 71A.12 RCW; providing
3 an effective date; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1. INTENT.** The legislature finds that
6 Washington's system to support persons with intellectual disabilities
7 in the residential services and supports program should more
8 aggressively investigate and resolve complaints of abuse or neglect for
9 the vulnerable populations it serves. The legislature intends to
10 address current funding levels that limit the department of social and
11 health services' ability to promote vulnerable adult protections in the
12 program. The legislature further intends that the cost of complaint
13 investigation should be supported by an appropriate certification fee
14 paid by the regulated businesses, rather than by the general taxpayers.

15 NEW SECTION. **Sec. 2. RESIDENTIAL SERVICES AND SUPPORTS**
16 **CERTIFICATION FEES.** (1) Before the issuance of initial certification
17 for the residential services and supports program, the applicant shall
18 pay a certification fee. After initial certification, the certified

1 provider must also pay an annual certification fee. Beginning July 1,
2 2013, and thereafter, the initial and annual certification fees must be
3 established in the omnibus appropriations act and any amendment or
4 additions made to that act. The certification fees established in the
5 omnibus appropriations act and any amendment or additions made to that
6 act may not exceed the department's costs for investigation of
7 complaints about provider practice and individuals alleged to have
8 abused, neglected, abandoned, or exploited clients. The certification
9 fees must include all of the department's cost of paying providers for
10 the amount of the certification fee attributed to medicaid clients.

11 (2) No fee may be required of government-operated programs, the
12 portion of certified residential services and supports clients for whom
13 the program pays licensing fees under chapter 70.128 or 18.20 RCW, or
14 court-appointed receivers.

15 NEW SECTION. **Sec. 3. DEPARTMENT DUTIES.** The department shall use
16 additional investigative resources to address a significant growth in
17 the residential services and supports program complaint workload. The
18 department shall use the resources to intervene for clients in a
19 timelier manner when there is possible abuse or neglect. "Complaints,"
20 as used in this section, include both complaints about provider
21 practice, under this chapter, and complaints about individuals alleged
22 to have abused, neglected, abandoned, or exploited clients, under
23 chapter 74.34 RCW.

24 NEW SECTION. **Sec. 4.** Sections 1 through 3 of this act are each
25 added to chapter 71A.12 RCW.

26 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
27 preservation of the public peace, health, or safety, or support of the
28 state government and its existing public institutions, and takes effect
29 July 1, 2013.

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